



General Assembly

February Session, 2016

**Substitute Bill No. 456**

\* SB00456APP 041916 \*

**AN ACT CONCERNING COMMUNITY SUPERVISION OF CERTAIN FORMER INMATES.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 18-98e of the 2016 supplement to the general  
2 statutes is repealed and the following is substituted in lieu thereof  
3 (*Effective October 1, 2016*):

4 (a) Notwithstanding any provision of the general statutes, any  
5 person sentenced to a term of imprisonment for a crime committed on  
6 or after October 1, 1994, and committed to the custody of the  
7 Commissioner of Correction on or after said date, except a person who  
8 is sentenced for a violation of section 53a-54a, 53a-54b, 53a-54c, 53a-  
9 54d, 53a-55, 53a-55a, 53a-70a, 53a-70c or 53a-100aa, or is a persistent  
10 dangerous felony offender or persistent dangerous sexual offender  
11 pursuant to section 53a-40, may be eligible to earn risk reduction credit  
12 toward a reduction of such person's sentence, in an amount not to  
13 exceed five days per month, at the discretion of the Commissioner of  
14 Correction for conduct as provided in subsection (b) of this section  
15 occurring on or after April 1, 2006.

16 (b) An inmate may earn risk reduction credit for adherence to the  
17 inmate's offender accountability plan, for participation in eligible  
18 programs and activities, and for good conduct and obedience to  
19 institutional rules as designated by the commissioner, provided (1)  
20 good conduct and obedience to institutional rules alone shall not

21 entitle an inmate to such credit, and (2) the commissioner or the  
22 commissioner's designee may, in his or her discretion, cause the loss of  
23 all or any portion of such earned risk reduction credit for any act of  
24 misconduct or insubordination or refusal to conform to recommended  
25 programs or activities or institutional rules occurring at any time  
26 during the service of the sentence or for other good cause. If an inmate  
27 has not earned sufficient risk reduction credit at the time the  
28 commissioner or the commissioner's designee orders the loss of all or a  
29 portion of earned credit, such loss shall be deducted from any credit  
30 earned by such inmate in the future.

31 (c) The award of risk reduction credit earned for conduct occurring  
32 prior to July 1, 2011, shall be phased in consistent with public safety,  
33 risk reduction, administrative purposes and sound correctional  
34 practice, at the discretion of the commissioner, but shall be completed  
35 not later than July 1, 2012.

36 (d) Any credit earned under this section may only be earned during  
37 the period of time that the inmate is sentenced to a term of  
38 imprisonment and committed to the custody of the commissioner and  
39 may not be transferred or applied to a subsequent term of  
40 imprisonment. In no event shall any credit earned under this section be  
41 applied by the commissioner so as to reduce a mandatory minimum  
42 term of imprisonment such inmate is required to serve by statute.

43 (e) Prior to release of any inmate whose sentence is being reduced  
44 due to risk reduction credits earned pursuant to this section, the  
45 warden of the correctional facility from which such inmate is to be  
46 released shall review such inmate's records and verify that the inmate  
47 earned the risk reduction credits being applied to reduce such inmate's  
48 sentence.

49 (f) The commissioner shall adopt policies and procedures to  
50 determine the amount of credit an inmate may earn toward a  
51 reduction in his or her sentence and to phase in the awarding of  
52 retroactive credit authorized by subsection (c) of this section.

53     (g) For any inmate who completes a sentence with a term of  
54     imprisonment, which term was reduced pursuant to this section, and  
55     who was not sentenced to a period of probation or special parole, the  
56     Commissioner of Correction shall supervise such former inmate in the  
57     community for the number of days that equals the number of days  
58     such former inmate's term of imprisonment was reduced pursuant to  
59     this section.

This act shall take effect as follows and shall amend the following sections:		
Section 1	October 1, 2016	18-98e

**JUD**       *Joint Favorable Subst. -LCO*

**APP**       *Joint Favorable*